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 J.C. PENNEY CORPORATION, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

J.C. PENNEY CORPORATION, INC.,)
 Plaintiff,)
 vs.)
 EOLAS TECHNOLOGIES)
 INCORPORATED; and THE REGENTS OF)
 THE UNIVERSITY OF CALIFORNIA,)
 Defendants.)

Case No. 3:13-cv-06003-MMC

JOINT STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME FOR
DEFENDANTS TO REPLY TO
PLAINTIFF'S OPPOSITION TO
DEFENDANTS' MOTION TO DISMISS
FOR LACK OF JURISDICTION (D.I. 27)

Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff J.C. Penney Corporation, Inc. (“JCP”) and Defendants Eolas Technologies Incorporated and The Regents of the University of California (collectively, “Defendants”) hereby stipulate through their respective counsel of record as follows:

WHEREAS, on January 7, 2014 and January 6, 2014, JCP served its complaint upon Defendants;

WHEREAS, on January 23, 2014, at the request of Defendants, the parties agreed to mutual 14 day extensions for Defendants to respond to JCP’s complaint;

WHEREAS, on January 23, 2014, this Court granted the parties stipulation;

WHEREAS, on February 7, 2014, Defendants filed a motion to dismiss for lack of jurisdiction in response to JCP’s complaint;

WHEREAS, on February 14, 2014, the parties filed a joint stipulation to extend deadlines for: 1) JCP to respond to Defendants’ motion to dismiss for lack of jurisdiction to March 7, 2014; and 2) Defendants to reply to JCP’s opposition to Defendants’ motion to dismiss for lack of jurisdiction to March 14, 2014;

WHEREAS, on February 18, 2014, this Court granted the parties stipulation and set Defendants’ motion to dismiss for lack of jurisdiction for hearing on March 28, 2014;

WHEREAS, on February 19, 2014, the parties filed a joint stipulation requesting the hearing on Defendants’ motion to dismiss for lack of jurisdiction be noticed on or after April 4, 2014, or as soon thereafter at the Court’s convenience;

WHEREAS, on February 19, 2014, this Court rescheduled the hearing on Defendants’ motion to dismiss for lack of jurisdiction for April 4, 2014 at 9:00 a.m.; and

WHEREAS, on March 7, 2014, JCP filed its opposition to Defendants’ motion to dismiss for lack of jurisdiction.

1 NOW THEREFORE the parties, through their undersigned counsel, hereby stipulate and
2 request that the Court grant, pursuant to Civil L.R. 6-2, that the time for Defendants to reply to JCP's
3 opposition to Defendants' motion to dismiss for lack of jurisdiction be extended by three days to
4 March 17, 2014.

5 IT IS SO STIPULATED.

6
7 Dated this March 13, 2014.

MCKOOL SMITH HENNIGAN, P.C.

8 By: /s/ Courtland L. Reichman
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17 TECHNOLOGIES INCORPORATED; and THE
18 REGENTS OF THE UNIVERSITY OF
19 CALIFORNIA

20
21 Dated this March 13, 2014.

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Attorneys for Plaintiff
J.C. PENNEY CORPORATION, INC.

23 I hereby attest pursuant to L.R. 5.1(i)(3) that concurrence in the electronic filing of this
24 document has been obtained from the other signatories.

25 Dated this March 13, 2014.


/s/ Courtland L. Reichman
Courtland L. Reichman

~~PROPOSED~~ ORDER

The Court having considered the stipulation of the parties, orders that the time for Defendants to reply to JCP's opposition to Defendants' motion to dismiss for lack of jurisdiction is extended by three days to until March 17, 2014.

PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.

Dated: March 14, 2014


Honorable Maxine M. Chesney
United States District Judge